

SENATE JOURNAL

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IDAHO LEGISLATURE

SECOND REGULAR SESSION
FIFTY-EIGHTH LEGISLATURE

**TWENTY-FOURTH LEGISLATIVE DAY
WEDNESDAY, FEBRUARY 1, 2006**

Senate Chamber

President Risch called the Senate to order at 11:30 a.m.

Roll call showed all members present except Senators Broadsword, Bunderson, Burkett, McGee, and Sweet, absent and formally excused by the Chair; and Senators Langhorst, Pearce, and Stennett, absent and excused.

Prayer was offered by Chaplain Don Hardenbrook.

The Pledge of Allegiance was led by Dana Nelson, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of January 31, 2006, was read and approved as corrected.

DARRINGTON, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

February 1, 2006

The JUDICIARY AND RULES Committee reports that **S 1331, S 1332, S 1333, SJR 105, and SJM 118** have been correctly printed.

DARRINGTON, Chairman

S 1331 and S 1332 were referred to the Judiciary and Rules Committee.

S 1333 was referred to the Education Committee.

SJR 105 was referred to the Resources and Environment Committee.

On request by Senator Schroeder, granted by unanimous consent, **SJM 118** was referred to the Resources and Environment Committee.

January 31, 2006

The JUDICIARY AND RULES Committee reports that **S 1277, S 1278, and SJM 113** have been correctly enrolled.

DARRINGTON, Chairman

The President signed Enrolled **S 1277, S 1278, and SJM 113** and ordered them transmitted to the House for the signature of the Speaker.

February 1, 2006

The TRANSPORTATION Committee reports out **S 1264** with the recommendation that it do pass.

BRANDT, Chairman

S 1264 was filed for second reading.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Eighth Order of Business.

Messages from the Governor

Senator Langhorst was recorded present at this order of business.

February 1, 2006

The Honorable James E. Risch
President of the Senate
Idaho Legislature

Dear Mr. President:

I have the honor to inform you that Larry R. Vincent of Culesac, Idaho, was appointed as a member of the State Board of Health and Welfare to serve a term commencing January 11, 2006, and expiring January 7, 2009.

This appointment was made subject to confirmation by the Senate. Notice of appointment is hereby given.

Sincerely,
/s/ Dirk Kempthorne
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the Health and Welfare Committee.

The Senate advanced to the Ninth Order of Business.

Messages from the House

Senator Stennett was recorded present at this order of business.

January 31, 2006

Mr. President:

I transmit herewith Enrolled **H 404** and **H 409** for the signature of the President.

JUKER, Chief Clerk

The President signed Enrolled **H 404** and **H 409** and ordered them returned to the House.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

Introduction, First Reading and Reference of Bills, House Petitions, Resolutions, and Memorials

S 1334

BY COMMERCE AND HUMAN RESOURCES COMMITTEE

AN ACT

RELATING TO PAID FIREMEN; AMENDING CHAPTER 211, LAWS OF 1990, BY THE ADDITION OF A NEW SECTION 8, CHAPTER 211, LAWS OF 1990, TO SET FORTH APPLICATION OF SPECIFIED PROVISIONS; AMENDING SECTION 8, CHAPTER 211, LAWS OF 1990, TO REDESIGNATE THE SECTION; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

S 1334 was introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

S 1275, S 1296, S 1297, and S 1300, by Judiciary and Rules Committee, were read the second time at length and filed for third reading.

S 1329 and S 1330, by Finance Committee, were read the second time at length and filed for third reading.

S 1308, by Education Committee, was read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

H 440 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lodge arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Brandt, Burtenshaw, Cameron, Coiner, Compton, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hill, Jorgenson, Kelly, Langhorst, Little, Lodge, Malepeai, Marley, McKenzie, Richardson, Schroeder, Stegner, Stennett, Werk, Williams. Total - 28.

NAYS--None.

Absent and excused--Broadsword, Bunderson, Burkett, Keough, McGee, Pearce, Sweet. Total - 7.

Total - 35.

Whereupon the President declared **H 440** passed, title was approved, and the bill ordered returned to the House.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

Senator Pearce was recorded present at this order of business.

On motion by Senator Davis, seconded by Senator Stennett, by voice vote the Senate adjourned at 11:50 a.m. until the hour of 11 a.m., Thursday, February 2, 2006.

JAMES E. RISCH, President

Attest: JEANNINE WOOD, Secretary